**HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR**

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**Single Bench : Hon'ble Shri Justice Satish K. Agnihotri**

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**W.P.(S) NO. 4488 OF 2005**

**PETITIONER** - Mohar Sai Rajwade, son of Shri Mumeshwar Prasad Rajwade, age 52 years, Assistant Teacher, Posted at Primary School, Lakhanpur, Boys, Block Lakhanpur, Tahsil Ambikapur, District Sarguja (CG).

Versus

**RESPONDENTS**

1. State of Chhattisgarh, Through Secretary, Education Department, Ministry of Education, Mantralaya, D.K.S. Bhawan, Raipur (CG).
2. Director, Public Instruction, Pension Bada, Raipur, CG.
3. District Education Officer, District Ambikapur, Chhattisgarh.

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**Present :-** Shri Anupam Dubey, counsel for the petitioner.

Shri V.V.S. Murthy, Dy. Advocate General with Shri Sushil Dubey, Govt. Advocate for the respondents.

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**ORDER**
**(Passed on 28th day of March, 2007)**

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. The petitioner has filed this petition challenging the transfer order dated 4-10-2001. By virtue of interim stay granted by the Madhya Pradesh Administrative Tribunal at Raipur, the petitioner is continuing at the original place of posting.

2. Be that as it may, with the passage of time this petition has become infructuous, as period of transfer is not applicable forever. At this point of time there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.

3. In view of the above, this petition stands disposed of. No order as to costs.

**Sd/-**
**Satish K. Agnihotri**
**Judge**

Thakur